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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: DORT, DAVID BOGART.
APPLICATION No.: 10/803,472
FILED: MARCH 17, 2004
FOR: EXTERNALLY CONTROLLED NON-
NEGATIVE ACCELERATION

EXAMINER:
ART UNIT:
CONF. NO:
DOCKET No. VRBA.P014.A

**Information Disclosure Statement Within Three Months of
Application Filing or Before First Action – 37 C.F.R. § 1.97(b)**

CERTIFICATE OF TRANSMISSION 37 CFR 1.8(a)

I hereby certify that this correspondence and all attachments are being transmitted to the USPTO at central fax number 703-872-9306 on this 21st day of October, 2004.

Date: October 21, 2004

By: 

David Bogart Dort

Mail Stop: Disclosure

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

1. **Timing of Submission**

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 C.F.R. § 1.97(b)]. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

VRBA.P014.A.PTMS IDS 102104

2. Cited Information

- ☐ Copies of the following references are enclosed:
- ☐ All cited references
 - ☐ References marked by asterisks
 - ☐ The following:
- ☒ Copies of the following references can be found in parent U.S. Application No. 10/786,177, filed February 23, 2004, and contained therein.
- ☒ All cited references
 - ☐ References marked by asterisks
 - ☐ The following:
- ☒ This application was filed after 30 June 2003 and no copies of U.S. patents nor published applications are enclosed (See Notice of Deputy Commissioner Kunin on 11 July 2003).
- ☐ The following references are not in English. For each such reference, the undersigned has enclosed (i) a translation of the reference; (ii) a copy of a communication from a foreign patent office or International Searching Authority citing the reference, (iii) a copy of a reference which appears to be an English-language counterpart, or (iv) an English-language abstract for the reference prepared by a third party. Applicant has not verified that the translation, English-language counterpart or third-party abstract is an accurate representation of the teachings of the non-English reference, though, and reserves the right to demonstrate otherwise.
- ☐ All cited references
 - ☐ References marked by ampersands
 - ☐ The following:

3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

The Applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment

No fees are believed due because this Information Disclosure Statement is being filed before the mailing date of the first Office Action.

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- ☐ Applicant further submits that no fee is due in light of the following certification under 37 C.F.R. § 1.97(e) (check only one):
- ☐ In accordance with 37 C.F.R. § 1.97(e)(1), the undersigned hereby states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; or
- ☐ In accordance with 37 C.F.R. § 1.97(e)(2), the undersigned hereby states that no item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of this statement.

However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-3068 (VRBIA.P014.A).

5. Patent Term Adjustment (37 C.F.R. § 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted,
DORT CLOSE IP LAW GROUP
p.c.

Date: October 21, 2004
Washington, DC



David Bogart Dort
Registration No. 50,213

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VRBA.P014.A.PTMS IDS 102104

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)

Application Number	10803472
Filing Date	2004-03-17
First Named Inventor	David Bogart DORT
Art Unit	3661
Examiner Name	Dalena TRAN
Attorney Docket Number	VRBA.P014.A

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STATEMENT BY APPLICANT**
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First Named Inventor	David Bogart DORT
Art Unit	3661
Examiner Name	Dalena TRAN
Attorney Docket Number	VRBA.P014.A

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EXAMINER SIGNATURE

Examiner Signature	<i>Dalena Tran</i>	Date Considered	6/20/06
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

6/20/06

PAGE 5/5 * RCVD AT 10/21/2004 1:56:38 AM [Eastern Daylight Time] * SVR:USPTO-EFXRF-110 * DNIS:8729308 * C8ID:Dort Close IP PLLC * DURATION (mm-ss):03-18